

20/12/20
J1132 U S. PTO

Patent
Attorney's Docket No. 021238-513

1002 U.S.P.T.O.
02/21/02
10/078536

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a [X] continuation [] divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 09/498,343 filed on February 4, 2000, for CIGARETTE HAVING REDUCED SIDESTREAM SMOKE, by the following named inventor(s):

(a) Full Name	Walter A. Nichols
(b) Full Name	John R. Hearn
(c) Full Name	F. Murphy Sprinkel, Jr.
(d) Full Name	Jay A Fournier
(e) Full Name	Jerry F. Whidby

[] Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

[X] The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

[] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

(a) Full Name	_____
(b) Full Name	_____
(c) Full Name	_____

[] This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(5), a new oath or declaration is enclosed, and the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.



21839

(12/01)

Request for Filing Continuation/Divisional Application
of Application No. 09/498,343
Attorney's Docket No. 021238-513
Page 2

(a) Full Name _____
(b) Full Name _____
(c) Full Name _____

[X] Applicant(s) suggests Figure 1 for inclusion on the front page of the patent application publication and/or patent.

1. [X] Enclosed is a copy of the prior Application No. 09/498,343 as originally filed on February 4, 2000, including copies of the specification, claims, drawings and the executed oath or declaration as filed.

2. [] Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.

3. [] Small entity status is hereby claimed.

4. [X] **This application is being filed without a filing fee. A Notice to File Missing Parts is requested.**

5. [X] New drawings are enclosed.

6. [] Priority of Application No. __ filed on __ in __ (country) is claimed under 35 U.S.C. § 119.

[] The certified copy of the priority application
[] is enclosed.
[] was filed on __ in prior Application No. __, filed on __, and acknowledged by the Examiner on __ in Paper No. __.
[] has not yet been filed.

7. [X] Please amend the specification by inserting before the first line the sentence:

[X] --This application is a [X] continuation [] divisional of Application No. 09/498,343, filed on February 4, 2000 which is a continuation of Application No. 09/003,497, filed January 6, 1998, now abandoned.--

[] --This application is a [] continuation [] divisional of U.S. Application No. __, filed on __, which was a national stage filing under 35 U.S.C. § 371 of International Application No. __ filed on __, which International Application [] was [] was not published by the International Bureau in English on __.--

[] --This application is a [] continuation [] divisional of U.S. Application No. __, filed on __, which was a continuation of International Application No. __, filed on __, which International Application [] was [] was not published by the International Bureau in English on __.--

8. [] A preliminary amendment is enclosed.

Request for Filing Continuation/Divisional Application
of Application No. 09/498,343
Attorney's Docket No. 021238-513
Page 3

9. An Information Disclosure Statement is enclosed.
10. A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.
11. Also enclosed SUBMISSION OF FORMAL DRAWINGS.
12. The power of attorney in the prior application is to Kevin B. Osborne, Clinton H. Hallman, Charles E. B. Glenn and the partners of Burns, Doane, Swecker & Mathis, LLP.
 - a. The power appears in the original papers in the prior application.
 - b. Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
 - c. Recognize as Associate Attorney _____.
 - d. Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

Peter K. Skiff
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: February 21, 2002

By: Peter K. Skiff
Peter K. Skiff
Registration No. 31,917

ADDRESS OF SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

inventor(s)
 assignee of complete interest
 attorney or agent of record
 filed under 37 C.F.R. § 1.34(a)

#376
9-7-02

Patent

Attorney's Docket No. 021238-513

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

) Attention: **DRAFTING BRANCH**

Walter A. NICHOLS et al.

) Group Art Unit: Not Yet Assigned

Application No.: Not Yet Assigned

) Examiner: Not Yet Assigned

Filed: February 21, 2002

)

For: CIGARETTE HAVING REDUCED
SIDESTREAM SMOKE

)

)

)

SUBMISSION OF FORMAL DRAWINGS

Assistant Commissioner for Patents
Washington, D.C. 20231

ATTN: OFFICIAL DRAFTSMAN

Sir:

Enclosed please find five sheet(s) of formal drawings for review by the Patent and Trademark Office. Should the enclosed drawings require changes, it is respectfully requested that the Patent and Trademark Office notify the undersigned of same.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: February 21, 2002

By: Peter K. Skiff

Peter K. Skiff
Registration No. 31,917

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620